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In the United States Patent and Trademark Office

Applicant:	Daniel L. Ellingson et al.	Docket No.:	16,988
Serial No.:	10/027,900 ✓	Group No.:	3727
Confirmation No.:	3215	Examiner:	Unknown
Filed:	December 21, 2001	Date:	July 3, 2002
For:	DISPOSABLE CONTAINER WITH A SPILL PREVENTION MECHANISM		

Information Disclosure Statement Pursuant to 37 C.F.R. 1.97(b) Before First Office Action or Within Three Months of Filing Date

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ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicants, through and by their attorneys, hereby wish to direct the Examiner's attention to the documents listed on the attached modified PTO Form 1449 and the copies of those documents presented herewith for the Examiner's review and convenience.

Applicants also wish to bring the following commonly-assigned pending patent applications to the attention of the Examiner:

U.S. Patent Application Serial No. 10/027,279 filed December 21, 2001, by Sherrod et al. for "FLUSHABLE COMMODE LINER."

U.S. Patent Application Serial No. 10/026,197 filed December 21, 2001, by McCormack et al. for "LATENTLY DISPERSIBLE BARRIER COMPOSITE MATERIAL."

These applications are not listed on the accompanying PTO Form 1449; however, copies of these applications are provided herewith.

By inclusion of any given document in this Information Disclosure Statement, Applicants in no way admit that such document is effective as prior art against the above-identified application under either 35 U.S.C. 102 or 35 U.S.C. 103.

Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicants recommend that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Applicants request the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO-1449. Applicants request that the undersigned receive a copy of the initialed PTO-1449.

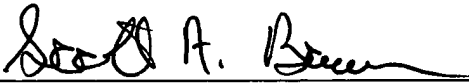
If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicants respectfully request that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

Please charge any prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: 920-721-7760.

Respectfully submitted,

DANIEL L. ELLINGSON ET AL.

By: 

Scott A. Baum

Registration No.: 51,237

3727



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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 WASHINGTON, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)

I hereby certify that the attached correspondence comprising:

Information Disclosure Statement Pursuant to 37 C.F.R. 1.97(b)
 Before First Office Action or Within Three Months of Filing Date
 6 Page(s) of PTO Form 1449
 158 Document(s)

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is being deposited with the United States Postal Service as first-class mail in a box addressed to:

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Nanette A. Dotts
 (Type or print name of person mailing paper)

Nanette A. Dotts
 (Signature of person mailing paper)

(Certificate of Mailing Under 37 C.F.R. 1.8(a) [8-21])



List of Patents and Publications for Information Disclosure Statement

Applicant(s): Daniel L. Ellingson et al.
 Serial No.: 10/027,900
 Filed: December 21, 2001

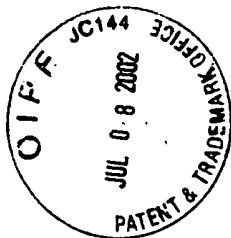
Docket No.: 16,988
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 Examiner: Unknown

U.S. Patent Documents							
Initials		Doc. No.	Date	Name	Class	Subclass	Filing Date
	A1	Des. 261,429	10/1981	Hanna-Burns			
	A2	Des. 363,343	10/1995	Azimi-Bolourian			
	A3	2,169,834	08/1939	Englert			
	A4	2,671,906	03/1954	Potts			
	A5	3,066,315	12/1962	Huber			
	A6	3,115,644	12/1963	Bloodworth			
	A7	3,249,950	05/1966	Wilson			
	A8	3,263,241	08/1966	Saulson			
	A9	3,377,631	04/1968	Whitney			
	A10	3,418,663	12/1968	Scott			
	A11	3,475,767	11/1969	Friesen et al.			
	A12	3,484,874	12/1969	Bickenheuser, Jr.			
	A13	3,546,716	12/1970	Laumann			
	A14	3,591,870	07/1971	Friesen et al.			
	A15	3,605,128	09/1971	Oden et al.			
	A16	3,661,695	05/1972	Berliner			
	A17	3,763,502	10/1973	Laumann			
	A18	3,777,317	12/1973	Hoborn			
	A19	3,797,734	03/1974	Fleury et al.			
	A20	3,800,797	04/1974	Tunc			
	A21	3,849,241	11/1974	Butin et al.			
	A22	3,859,125	01/1975	Miller et al.			
	A23	3,897,782	08/1975	Tunc			
	A24	3,906,555	09/1975	Scott et al.			
	A25	3,934,587	01/1976	Gordon			
	A26	3,936,890	02/1976	Oberstein			
	A27	3,942,196	03/1976	Mills			
	A28	3,950,578	04/1976	Laumann			
	A29	3,951,893	04/1976	Gander			
	A30	4,005,251	01/1977	Tunc			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

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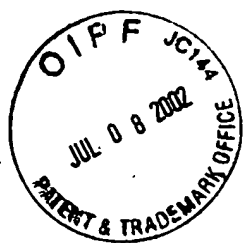
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U.S. Patent Documents							
Initials		Doc. No.	Date	Name	Class	Subclass	Filing Date
	A31	4,011,606	03/1977	Scrafield et al.			
	A32	4,034,079	07/1977	Schoonman			
	A33	4,035,540	07/1977	Gander			
	A34	4,062,451	12/1977	Gander			
	A35	4,136,798	01/1979	Oberstein			
	A36	4,314,558	02/1982	Korpman			
	A37	4,343,053	08/1982	O'Connor			
	A38	4,375,448	03/1983	Appel et al.			
	A39	4,494,278	01/1985	Kroyer et al.			
	A40	4,509,215	04/1985	Paz			
	A41	4,553,969	11/1985	Taylor			
	A42	4,620,999	11/1986	Holmes			
	A43	4,640,810	02/1987	Laursen et al.			
	A44	4,681,574	07/1987	Eastman			
	A45	4,759,086	07/1988	Booth-Cox			
	A46	4,762,738	08/1988	Keyes et al.			
	A47	4,827,540	05/1989	Stokes			
	A48	4,830,187	05/1989	Keyes et al.			
	A49	4,868,024	09/1989	Cross et al.			
	A50	4,882,794	11/1989	Stewart, III			
	A51	4,908,025	03/1990	Ketchum, Jr.			
	A52	4,930,942	06/1990	Keyes et al.			
	A53	4,946,720	08/1990	Oishi et al.			
	A54	4,990,145	02/1991	Fleury			
	A55	4,996,727	03/1991	Wyatt			
	A56	5,009,647	04/1991	Cross et al.			
	A57	5,009,648	04/1991	Aronoff et al.			
	A58	5,108,382	04/1992	Wright et al.			
	A59	5,116,139	05/1992	Young et al.			
	A60	5,135,519	08/1992	Helmer			
	A61	5,158,810	10/1992	Oishi et al.			

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U.S. Patent Documents							
Initial		Doc. No.	Date	Name	Class	Subclass	Filing Date
	A62	5,190,533	03/1993	Blackburn			
	A63	5,283,090	02/1994	Umemura			
	A64	5,356,398	10/1994	Willis			
	A65	5,380,309	01/1995	Keyes et al.			
	A66	5,394,571	03/1995	Vernon			
	A67	5,423,782	06/1995	Wolrich			
	A68	5,455,972	10/1995	Williams			
	A69	5,468,526	11/1995	Allen et al.			
	A70	5,472,518	12/1995	Patnode et al.			
	A71	5,508,101	04/1996	Patnode et al.			
	A72	5,509,913	04/1996	Yeo			
	A73	5,527,171	06/1996	Soerensen			
	A74	5,564,136	10/1996	Cox			
	A75	5,567,510	10/1996	Patnode et al.			
	A76	5,607,551	03/1997	Farrington, Jr. et al.			
	A77	5,611,092	03/1997	Van Dusen			
	A78	5,630,972	05/1997	Patnode et al.			
	A79	5,650,219	07/1997	Honeycutt			
	A80	5,674,578	10/1997	Giori			
	A81	5,681,299	10/1997	Brown			
	A82	5,729,956	03/1998	McGlothlin			
	A83	5,763,065	06/1998	Patnode et al.			
	A84	5,769,831	06/1998	Freeman et al.			
	A85	5,778,458	07/1998	Speelman			
	A86	5,779,860	07/1998	Hollenberg et al.			
	A87	5,798,152	08/1998	Stevens			
	A88	5,871,679	02/1999	Honeycutt			
	A89	5,938,647	08/1999	Smith			
	A90	5,952,433	09/1999	Wang et al.			
	A91	5,981,012	11/1999	Pomplun et al.			
	A92	6,000,078	12/1999	Stefano			

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U.S. Patent Documents								
Initial		Doc. No.	Date	Name	Class	Subclass	Filing Date	
	A93	6,075,118	06/2000	Wang et al.				
	A94	6,075,179	06/2000	McCormack et al.				
	A95	6,100,330	08/2000	Wang et al.				
	A96	6,103,809	08/2000	Ahmed et al.				
	A97	6,111,014	08/2000	Wang et al.				
	A98	6,114,024	09/2000	Forte				
	A99	6,116,780	09/2000	Young et al.				
	A100	6,146,568	11/2000	Tanner et al.				
	A101	US 6,199,220 B1	03/2001	Smith				
	A102	US 6,270,875 B1	08/2001	Nissing				
Foreign Patent Documents								
Initials		Doc. No.	Date	Country	Class	Subclass	Trans.	
							Yes	No
	A1	BE 725 320	05/1969	Belgium – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
	A2	CA 774,792	01/1968	Canada			<input type="checkbox"/>	<input type="checkbox"/>
	A3	CA 800,204	12/1968	Canada			<input type="checkbox"/>	<input type="checkbox"/>
	A4	CA 801,704	12/1968	Canada			<input type="checkbox"/>	<input type="checkbox"/>
	A5	CA 819,353	08/1969	Canada			<input type="checkbox"/>	<input type="checkbox"/>
	A6	DE 35 39 893 A1	11/1986	Germany – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
	A7	DT 2 211 880	09/1973	Germany – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
	A8	DT 2 255 323	05/1974	Germany – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
	A9	DT 24 57 093	06/1975	Germany – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
	A10	EP 0 142 950 B1	05/1985	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A11	EP 0 272 816 B1	06/1988	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A12	EP 0 296 143 A1	12/1988	Europe – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
	A13	EP 0 371 622 A1	06/1990	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A14	EP 0 388 924 B1	09/1990	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A15	EP 0 461 484 A1	12/1991	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A16	EP 0 474 173 B1	03/1992	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A17	EP 0 518 519 B1	12/1992	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A18	EP 0 589 437 B1	03/1994	Europe			<input type="checkbox"/>	<input type="checkbox"/>

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	A19	EP 0 591 450 B1	04/1994	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A20	EP 0 703 762 B1	04/1996	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A21	EP 0 723 859 B1	07/1996	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A22	EP 0 726 068 B1	08/1996	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A23	EP 0 773 764 B1	05/1997	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A24	EP 0 773 766 B1	05/1997	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A25	EP 0 821 925 A1	02/1998	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	A26	FR 2 539 985 A1	03/1984	France – Eng. abstract			<input type="checkbox"/>	<input type="checkbox"/>
	A27	FR 2 653 652 A1	05/1991	France – Eng. abstract			<input type="checkbox"/>	<input type="checkbox"/>
	A28	GB 898,903	06/1962	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A29	GB 1 483 917	08/1977	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A30	GB 2 193 925 A	02/1988	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A31	GB 2 204 236 A	11/1988	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
	A32	GB 2 211 088 A	06/1989	Great Britain			<input type="checkbox"/>	<input type="checkbox"/>
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	A34	JP 10-57274	03/1998	Japan – Eng. abstract			<input type="checkbox"/>	<input checked="" type="checkbox"/>
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	A36	WO 94/25189	11/1994	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
	A37	WO 95/24853	09/1995	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
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	A39	WO 96/01090	01/1996	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
	A40	WO 96/21057	07/1996	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
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	A42	WO 97/02375	01/1997	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
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	A44	WO 98/29506	07/1998	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
	A45	WO 98/29517	07/1998	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
	A46	WO 98/46668	10/1998	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>
	A47	WO 98/48684	11/1998	PCT – World			<input type="checkbox"/>	<input type="checkbox"/>

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Foreign Patent Documents								
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							Yes	No
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	A49	WO 99/06456	02/1999	PCT - World			<input type="checkbox"/>	<input type="checkbox"/>
	A50	WO 99/45834	09/1999	PCT - World			<input type="checkbox"/>	<input type="checkbox"/>
	A51	WO 99/65981	12/1999	PCT - World			<input type="checkbox"/>	<input type="checkbox"/>
	A52	WO 00/36217	06/2000	PCT - World			<input type="checkbox"/>	<input type="checkbox"/>
Other Documents								
Initials		Author, Title, Date, Pages, etc.						
	A1	TAPPI Official Test Method T 494 om-88, "Tensile Breaking Properties Of Paper And Paperboard (Using Constant Rate Of Elongation Apparatus)," published by the TAPPI Press, Atlanta, Georgia, revised 1988, pp. 1-5.						
	A2	Patent Abstracts of Japan 10-131083A: Description of Nakamura et al., "HYDROLYZABLE PAPER AS DIRT TREATING PAPER."						
	A3							
	A4							
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